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Infrastructure, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

AMEC ENVIRONMENT &
INFRASTRUCTURE, INC.,

Plaintiff,

v.

INTEGRAL CONSULTING, INC.,
EDWARD P. CONTI, an individual,
MATTHEW HILLYARD, an individual, and
DAVID AVERILL, an individual,

Defendants.

Case No. CV 12-01735 SC (NC)

**NOTICE OF SETTLEMENT AND
STIPULATION AND ORDER TO
CONTINUE DISCOVERY DEADLINE
AND DISPOSITIVE MOTION DEADLINE
TO FINALIZE SETTLEMENT
AGREEMENT**

1 WHEREAS, on May 6, 2015, the parties agreed to a settlement of this case and a related
2 coverage case pending in the United States District Court for the Western District of Washington;

3 WHEREAS, the parties are in the process of finalizing a formal settlement agreement,
4 which they expect to be completed within two weeks;

5 WHEREAS, discovery presently closes on May 29, 2015, and the Court recently ordered
6 AMEC to produce additional documents by May 27, 2015;

7 WHEREAS, the dispositive motion hearing deadline is presently set for June 26, 2015
8 requiring such motion to be filed by May 22, 2015.

9 WHEREAS, to finalize the settlement agreement, the parties have agreed to a mutual stay
10 of all discovery and litigation in this action, and have agreed to continue all document productions
11 and depositions to June 2015;

12 WHEREAS, the parties have agreed to a 30-day continuance of the discovery deadline and
13 a continuance of the dispositive motion hearing deadline to July 31, 2015 to allow the parties to
14 finalize the terms of the settlement agreement;

15 WHEREAS, in the event the parties are not able to finalize the formal settlement
16 agreement within two weeks, the parties reserve the right to seek further continuances from the
17 Court of discovery and other scheduled dates if the circumstances require it for good cause.

18 WHEREAS the parties request that the Court enter an order allowing for a 30-day
19 continuance for the close of discovery to allow the parties to finalize the settlement agreement
20 such that all discovery will close on June 29, 2015;

21 WHEREAS, the parties request that the dispositive motion hearing deadline presently set
22 for June 26, 2015, be vacated and re-set for July 31, 2015, in accordance with the continuance of
23 the discovery cutoff.

24 NOW THEREFORE, IT IS HEREBY STIPULATED by and between the parties hereto
25 through their respective attorneys of record as follows:

26 The parties stipulate to continue the close of discovery in this case to June 29, 2015 and
27
28

1 that the dispositive motion hearing deadline presently set for June 26, 2015, be vacated and re-set
2 for July 31, 2015.

3 IT IS SO STIPULATED.

4 Dated: May 21, 2015.

CARROLL, BURDICK & McDONOUGH LLP

5 By /s/Robert J. Nolan

6 Robert J. Nolan
7 Attorneys for Plaintiff AMEC Environment &
Infrastructure, Inc.

8 Dated: May 21, 2015.

LEWIS, BRISBOIS, BISGAARD & SMITH LLP

9 By /s/Leo Bautista

10 Leo Bautista
11 Attorneys for Defendant Integral Consulting, Inc.

12 Dated: May 21, 2015.

BURNHAM BROWN

13 By /s/Brendan Brownfield

14 Brendan Brownfield
15 Attorneys for Defendants Edward P. Conti and
Matthew Hillyard and David Averill

16 I, Robert Nolan, hereby attest that I have the concurrence of the above counsel in the filing
17 of this document.

18 **ORDER**

19 PURSUANT TO STIPULATION, IT IS HEREBY ORDERED the close of discovery in
20 this action is continued to June 29, 2015, and that the dispositive motion hearing deadline
21 presently set for June 26, 2015, is vacated and re-set to July 31, 2015 to allow the parties time to
22 finalize the settlement agreement.

23 IT IS SO ORDERED.

24 DATED: May 21, 2015.

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26
27 HONORABLE SAMUEL CONTI
UNITED STATES DISTRICT JUDGE